

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF LOUISVILLE GAS AND )  
ELECTRIC COMPANY FOR AN ADJUSTMENT OF ) CASE NO.  
ITS ELECTRIC AND GAS RATES ) 2014-00372

ORDER REGARDING REQUEST FOR CONFIDENTIAL TREATMENT

On January 29, 2015, Louisville Gas and Electric Company ("LG&E") filed a motion pursuant to 807 KAR 5:001, Section 13, and KRS 61.878(1) that certain materials filed with the Commission be afforded confidential treatment and not be placed in the public record subject to public inspection.

In support of its motion, LG&E states that the information it is requesting to be held confidential is contained in its Supplemental Response to Kentucky Industrial Utility Customers, Inc.'s ("KIUC's") First Set of Data Requests ("First Data Request"), Items 30(f) and 40.

LG&E states that Item 30(f) of KIUC's First Data Request requires it to produce, with respect to the design of Trimble County Unit 2, "all reports, studies, memos, or emails describing any of the following: the scope of the problem, increased fuel expense due to the problem, increased purchase power expense due to the problem, reduced off-system sales due to the problem, remediation required due to the problem, costs incurred to correct the problem, or problem resolution." LG&E states that the information produced contains projected outage schedules, detailed budgeted capital commitments and operating and maintenance projections, proprietary and confidential design and engineering information provided by third party contractors, and that certain

information provided by third party contractors was provided with the expectation that such information would not be publicly disclosed.

LG&E states that Item 40 of KIUC's First Data Request requires it to produce "all internal emails in the possession of any of the witnesses in this case which discuss the expected level of off-system sales margins for the base year and the test year." LG&E states that the supplemental information produced contains projected outage schedules which would put LG&E at an unfair commercial disadvantage if disclosed by allowing LG&E's competitors to know when their generating plants will be down for maintenance and, thus, know a crucial input into LG&E's generating costs and need for power and energy during these periods.

LG&E states that the information for which it seeks confidential treatment is not known outside of LG&E and is not disseminated within LG&E except to those employees with a legitimate need to know the information. LG&E states that it will disclose the information, pursuant to a confidentiality agreement, to intervenors with a legitimate interest in this information and as required by the Commission.

LG&E states that certain contract information for which it seeks confidential treatment has previously been granted confidential treatment by the Commission. LG&E further states that disclosure of this information would place LG&E at an unfair commercial disadvantage and would cause competitive harm and that these confidential documents are only a subset of LG&E's response to KIUC's First Data Request, Items 30(f) and 40. LG&E seeks confidential treatment of this information for an indefinite period.

Having carefully considered the motion and the materials at issue, the Commission finds that:

1. The materials for which LG&E seeks confidential treatment meet the criteria for confidential treatment and are exempted from public disclosure pursuant to KRS 61.878(1)(c) and 807 KAR 5:001, Section 13.

2. The materials for which LG&E seeks confidential treatment should not be placed in the public record or made available for public inspection for an indefinite period.

IT IS THEREFORE ORDERED that:

1. LG&E's motion for confidential treatment is granted.

2. The material contained in LG&E's Supplemental Response to KIUC's First Data Request, Items 30(f) and 40, are granted confidential treatment and shall not be placed in the public record or made available for public inspection for an indefinite period of time.

3. Use of the materials in question in this proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).

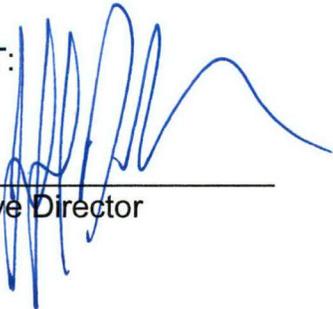
4. LG&E shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment.

5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order, LG&E shall have 20 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If LG&E is unable to make such demonstration, the requested materials shall be made available for inspection.

By the Commission

ENTERED  
JUN 15 2015  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:



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